

12/28/00  
jc962 U.S. PTO

**TRANSMITTAL LETTER TO THE UNITED STATES  
DESIGNATED/ELECTED OFFICE (DO/EO/US)  
CONCERNING A FILING UNDER 35 U.S.C. 371**

**ATTORNEY'S DOCKET NUMBER:**  
6-1032-150

**U.S. APPLICATION NO.** (If known, see 37 CFR 1.5) (Not Yet Assigned - U.S. National Phase of Int'l PCT No. PCT/IB99/01232 filed June 30, 1999)

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**INTERNATIONAL APPLICATION NO.** PCT/IB99/01232

**INTERNATIONAL FILING DATE**  
June 30, 1999

**PRIORITY DATE CLAIMED**  
July 1, 1998

**TITLE OF INVENTION: NOVEL CYCLOSPORIN HAVING AN IMPROVED ACTIVITY PROFILE**

**APPLICANT(S) FOR DO/EO/US** Roland M. WENGER; Manfred MUTTER; and Thomas RUCKLE

Applicant herewith submits to the United States Designated/Elected Office(DO/EO/US) the following items and other information:

- 1 ☒ This is a **FIRST** submission of items concerning a filing under 35 U.S.C. 371.
- 2 ☐ This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 U.S.C. 371.
- 3 ☒ This express request to begin national examination procedures (35 U.S.C. 371(f)) at any time rather than delay examination until the expiration of the applicable time limit set in 35 U.S.C. 371(b) and PCT Articles 22 and 39(I).
- 4 ☒ A proper Demand for International Preliminary Examination was made by the 19th month from the earliest claimed priority date.
- 5 ☒ A copy of the International Application as filed (35 U.S.C. 371(c)(2))
  - a. ☒ is transmitted herewith (required only if not transmitted by the International Bureau).
  - b. ☐ has been transmitted by the International Bureau.
  - c. ☐ is not required, as the application was filed in the United States Receiving Office (RO/US).
- 6 ☒ A translation of the International Application into English (35 U.S.C. 371(c)(2)).
- 7 ☐ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))
  - a. ☐ are transmitted herewith (required only if not transmitted by the International Bureau).
  - b. ☐ have been transmitted by the International Bureau.
  - c. ☐ have not been made; however, the time limit for making such amendments has NOT expired.
  - d. ☐ have not been made and will not be made
- 8 ☐ A translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).
- 9 ☐ An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).
- 10 ☐ A translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).

**Items 11. to 16. below concern other document(s) or information included:**

11. ☐ An Information Disclosure Statement under 37 CFR 1.56, 1.97 and 1.98 with PTO Form 1449 and the International Search Report attached.
12. ☐ An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
13. ☒ A **FIRST** preliminary amendment.
 ☐ A **SECOND** or **SUBSEQUENT** preliminary amendment.
14. ☐ A substitute specification.
15. ☐ A change of power of attorney and/or address letter.

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16. ☒ Other items or information:

PCT International Application Published Under the Patent Cooperation Treaty:

PCT International Search Report (Form PCT/ISA/210):

PCT Notification of Transmittal of International Preliminary Examination Report (Form PCT/IPEA/409):

PCT Request (Form PCT/RO/101).

- 17.
- ☒
- The following fees are submitted:

**BASIC NATIONAL FEE (37 CFR 1.492(a)(1)-(5)):**

Search report has been prepared by the EPO or JPO ..... \$ 860.00  
 International preliminary examination fee paid to USPTO (37 CFR 1.482) \$  
 No international preliminary examination fee paid to USPTO (37 CFR 1.482  
 but international search fee paid to USPTO (37 CFR 1.445(a)(2)) ..... \$  
 Neither international preliminary examination fee (37 CFR 1.482) nor  
 international search fee (37 CFR 1.445(a)(2)) paid to USPTO ..... \$  
 International preliminary examination fee paid to USPTO (37 CFR 1.482)  
 and all claims satisfied provision of PCT Article 33(2)-(4) ..... \$

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<b>ENTER APPROPRIATE BASIC FEE AMOUNT =</b>				<b>\$860.00</b>	
Surcharge of \$130.00 for furnishing the oath or declaration later than <input type="checkbox"/> 20 <input checked="" type="checkbox"/> 30 months from the earliest claimed priority date (37 CFR 1.492(e)).				<b>\$130.00</b>	
<b>CLAIMS</b>	<b>NUMBER FILED</b>	<b>NUMBER EXTRA</b>	<b>RATE</b>		
Total Claims	19 -20 =	0	X \$18.00	<b>\$0.00</b>	
Independent Claims	1 - 3 =		X \$80.00	<b>\$0.00</b>	
Multiple dependent claims(s) (if applicable) 0			+ \$270.00	<b>\$0.00</b>	
<b>TOTAL OF ABOVE CALCULATIONS =</b>				<b>\$990.00</b>	
Applicant qualifies for small entity status. See C.F.R. 1.27. The fees indicated above are reduced by 1/2.				<b>\$</b>	
<b>SUBTOTAL =</b>				<b>\$990.00</b>	
Processing fee of \$130.00 for furnishing the English translation later than <input type="checkbox"/> 20 <input type="checkbox"/> 30 months from the earliest claimed priority date (37 CFR 1.492(f)).				<b>\$0.00</b>	
<b>TOTAL NATIONAL FEE =</b>				<b>\$990.00</b>	
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31).					
<b>\$ 40.00 per property +</b>				<b>\$</b>	
<b>TOTAL FEES ENCLOSED =</b>				<b>\$990.00</b>	
				<b>Amount to be:</b>	
				refunded	<b>\$</b>
				charged	<b>\$0.00</b>

- a. ☒ A check in the amount of \$ 990.00 to cover the above fees is enclosed.  
 b. ☐ Please charge my Deposit Account No. 08-1650 in the amount of \$ to cover the above fees. A duplicate copy of this sheet is enclosed.  
 c. ☒ The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 08-1650.

**NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.**

SEND ALL CORRESPONDENCE TO:  
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